



STATEWIDE GRIEVANCE COMMITTEE

[www.jud.state.ct.us](http://www.jud.state.ct.us)

Second Floor – Suite Two

287 Main Street, East Hartford, Connecticut 06118-1885

Attorney Mark Dubois  
Chief Disciplinary Counsel  
80 Washington Street  
Hartford, CT 06106

Attorney Miguel A. Rodriguez  
7 Elm Street  
New Haven, CT 06510

RE: Grievance Complaint #04-0831, McNeil v. Rodriguez

Dear Chief Disciplinary Counsel and Respondent:

Pursuant to Practice Book §2-82(b), the undersigned, duly-appointed reviewing committee of the Statewide Grievance Committee, has reviewed the *Conditional Admission and Agreement as to Discipline* (hereinafter "*Conditional Admission*") filed March 9, 2005 and submitted for approval in the above referenced matter. After careful consideration of the *Conditional Admission*, the *Affidavit* of the Respondent submitted pursuant to Practice Book §2-82(c) and the entire record of the complaint, and after conducting a hearing pursuant to Practice Book §2-82(b) on March 9, 2005, the undersigned hereby APPROVE the *Conditional Admission*, a copy of which is attached hereto together with the *Affidavit* of the Respondent. Accordingly, the disposition agreed to by the Chief Disciplinary Counsel and the Respondent in the above referenced matter and set forth in the *Conditional Admission* is hereby made an order of this reviewing committee. The Respondent is reprimanded.

So ordered.

cc: Christopher J. McNeil  
Attorney Michael L. Moscovitz  
Attorney John Welch, Jr.

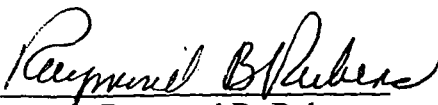
DECISION DATE: 4.15.05

(5)  
asc

Grievance Complaint #04-0831

Decision

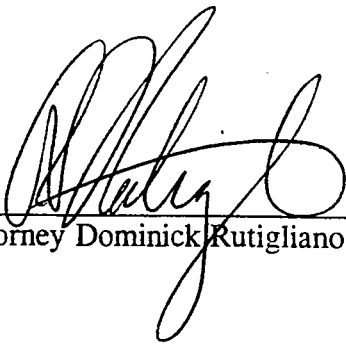
Page 2

  
Attorney Raymond B. Rubens

Grievance Complaint #04-0831

Decision

Page 3

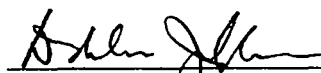


Attorney Dominick Rutigliano

Grievance Complaint #04-0831

Decision

Page 4

A handwritten signature in black ink, appearing to read "Dahlia Johnston", written over a horizontal line.

Ms. Dahlia Johnston

2/ 1999 2/25/04

**STATEWIDE GRIEVANCE COMMITTEE**

NO. 04-0831

CHRISTOPHER J. McNEIL  
Complainant

Vs.

MIGUEL A. RODRIGUEZ  
Respondent

**CONDITIONAL ADMISSION AND AGREEMENT AS TO DISCIPLINE**

Pursuant to Practice Book § 2-82, the undersigned Respondent and Disciplinary Counsel stipulate and agree as follows:

1. This matter was instituted by grievance complaint filed by the Complainant Christopher J. McNeil on August 24, 2004.
2. On December 9, 2004 the Ansonia/Milford Grievance Panel found probable cause that the Respondent had violated Rule 7.2(c) of the Rules of Professional Conduct in connection with his relationship with the Complainant which was some sort of fee sharing or referral-for-fee arrangement.
3. The Respondent has tendered a conditional admission of fact in accordance with his affidavit attached hereto, admitting the facts of the complaint.
4. Respondent has been admitted to practice since 1976. He has a significant history of discipline imposed. He has had eight presentment complaints filed against him and the Grievance Committee has reprimanded him three times. He was suspended from the practice of law from February 23, 1990 until September 1, 1993.
5. Disciplinary Counsel has investigated this matter, including the allegations by the Complainant that the Respondent was engaged

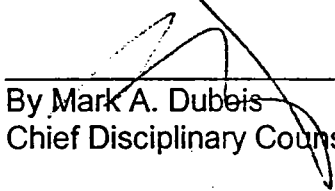
in a fee-splitting arrangement and the allegations by the Respondent that he had hired the Complainant as a free-lance paralegal and that he had an ill-defined profit-sharing arrangement with him.

6. Respondent and Disciplinary Counsel have agreed that Disciplinary Counsel will recommend a reprimand in this matter.

Date

3/9/05

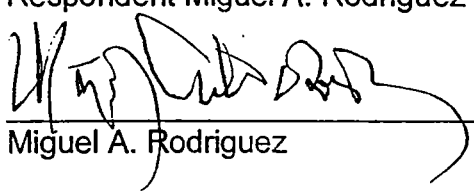
Office of Disciplinary Counsel

By  Mark A. Dubeis  
Chief Disciplinary Counsel

Date

3/9/05

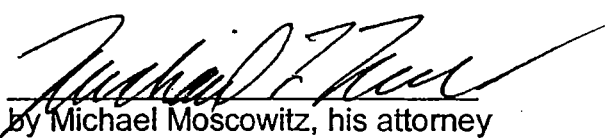
Respondent Miguel A. Rodriguez

  
Miguel A. Rodriguez

Respondent Miguel A. Rodriguez

Date

3/9/05

  
by Michael Moscowitz, his attorney

**STATEWIDE GRIEVANCE COMMITTEE**

NO. 04-0831

CHRISTOPHER J. McNEIL  
Complainant

Vs.

MIGUEL A. RODRIGUEZ  
Respondent

**AFFIDAVIT**

STATE OF CONNECTICUT)

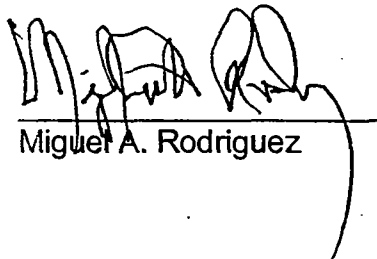
COUNTY OF Fairfield ) Ss: Bridgeport

I am over the age of 18 and believe in the obligation of an oath.

Pursuant to Practice Book §2-82, I make the follow affidavit:

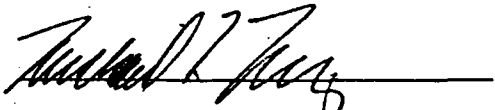
1. The Conditional Admission attached hereto and made a part hereof is voluntarily submitted.
2. I am aware that I have a right to a full evidentiary hearing on this matter and I waive that right by entering into this agreement.
3. I have been neither subject to coercion nor duress and I am fully aware of the implications of this Affidavit and Conditional Admission.

4. I am aware of the current proceeding regarding my violation of Rule 7.2(c) of the Rules of Professional Conduct in connection with my relationship with the Complainant Mr. McNeil.
5. I admit that I had an ill-defined relationship with Mr. McNeil that might have been perceived as fee splitting.
6. I prefer to think of our relationship as "profit sharing" and I am aware that there is a CBA Ethics Committee that seems to sanction this type of an arrangement under certain circumstances.
7. I am aware that fee-splitting with non-lawyers is prohibited by the Rules of Professional Conduct and that the payment of fees for the referral of legal matters is a felony pursuant to Connecticut General Statutes section 51-87.
8. I realize that having such an ill-defined arrangement with Mr. McNeil could lead a reasonable trier of fact to conclude that I violated both the Rules of Professional Conduct and the applicable statutes.
9. I have agreed to pay Mr. McNeil a negotiated sum to reimburse him for the work he did while he was associated with my office.
10. I hereby consent to a reprimand in this case.

  
Miguel A. Rodriguez

Subscribed and sworn to before me

this 9 day of March, 2005.

  
Commissioner of the Superior Court